

FROM: Duke Power Company
Charlotte, NC 28201
A.C. Thies

DATE OF DOCUMENT: Feb 8, 1973
DATE RECEIVED: Feb 12, 1973
NO.: 1034

LTR. MEMO: REPORT: OTHER:

TO: R.C. DeYoung

ORIG.: CC: OTHER:

ACTION NECESSARY CONCURRENCE DATE ANSWERED:
NO ACTION NECESSARY COMMENT BY:

CLASSIF: UNCLAS POST OFFICE REG. NO:

FILE CODE:

DESCRIPTION: (Must Be Unclassified)
Ltr, transmitting Amendment No. 5 to
Indemnity Agreement No. B-44

DOCKET NOS: 70-1231; 70-1296 & 50-269
REFERRED TO DATE RECEIVED BY DATE

ENCLOSURES:
Amendment No. 5 to Indemnity Agreement
No. B-44

DISTRIBUTION:
3 Reg. file cy
3 PDR
1 Local PDR
1 OCC (P506)
1.R. Leith (C-261)

DO NOT REMOVE

REMARKS:

ACKNOWLEDGED 1034 crj

7912110 804 J

DOCKET NO. 70-127470-1296, 50-269

DUKE POWER COMPANY

POWER BUILDING

422 SOUTH CHURCH STREET, CHARLOTTE, N. C. 28201

Regulatory

File Cy.

A. C. THIES
SENIOR VICE PRESIDENT
PRODUCTION AND TRANSMISSION

February 8, 1973

P. O. Box 2178

Mr. R. C. DeYoung, Assistant Director
for Pressurized Water Reactors
Directorate of Licensing
U.S. Atomic Energy Commission
Washington, D. C. 20545

Subject: Oconee Nuclear Station
Operating License No. DPR-38



Dear Mr. DeYoung:

We were extremely pleased to receive the subject License on February 6, 1973. This represents a significant milestone which has been achieved by hard work and good efforts by a number of people in the Commission, B&W and Duke Power.

As requested in your letter of February 6, I am attaching one signed copy of Amendment No. 5 to the Indemnity Agreement No. B-44 covering the activities authorized under License No. DPR-38.

Sincerely yours,

A.C. Thies
A.C. Thies

ACT/hr
Attachment





UNITED STATES
ATOMIC ENERGY COMMISSION
WASHINGTON, D.C. 20545



Docket No. 70-1231
70-1296
50-269

AMENDMENT TO INDEMNITY AGREEMENT NO. B-44

AMENDMENT NO. 5

Effective FEB 6 1973 , Indemnity Agreement No. B-44 between Duke Power Company and the Atomic Energy Commission, dated March 24, 1970, as amended, is further amended as follows:

Item 2a. of the Attachment to the indemnity agreement is deleted in its entirety and the following substituted therefor:

Item 2 - Amount of financial protection

- a. \$ 1,000,000 (From 12:01 a.m., March 24, 1970, to
12:00 midnight, FEB 5 1973
inclusive)
95,000,000 (From 12:01 a.m., FEB 6 1973)

Item 3 of the Attachment to the indemnity agreement is deleted in its entirety and the following substituted therefor:

Item 3 - License number or numbers

- SNM-1180 (From 12:01 a.m. March 24, 1970, to
12:00 midnight, FEB 5 1973
inclusive)
SNM 1271 (From 12:01 a.m., August 31, 1971)
DPR-38 (From 12:01 a.m., FEB 6 1973)

Item 4 of the Attachment to the indemnity agreement is deleted in its entirety and the following substituted therefor:

Item 4 - Location

The Fuel Storage Building of the Oconee Nuclear Power Station, located approximately 2,800 feet northwest of the Oconee Power Station Unit 1 Reactor, in Oconee County, South Carolina.

(From 12:01 a.m., March 24, 1970, to
12:00 midnight, JUL 5 1971 , inclusive).

The Fuel Storage Building of the Oconee Power Station, located approximately 2,800 feet northeast of the Oconee Nuclear Power Station Unit 1 Reactor, the Unit 1 and 2 Spent Fuel Building, and the roadways and areaways between the Fuel Storage Building and the Unit 1 and 2 Spent Fuel Building used for transportation of the fuel at the licensee's Oconee Nuclear Power Station in Oconee County, South Carolina. The Unit 1 and 2 Spent Fuel Building is delineated in Exhibit B to Duke Power Company's application dated May 3, 1971, for amendment to Special Nuclear Materials License No. SNM-1180.

(From 12:01 a.m., JUL 6 1971 , to
12:00 midnight, FEB 5 1973 , inclusive).

All premises including the land and all buildings and structures known as the Oconee Nuclear Station:

- 1) Located within the pink shaded Plant Site Area on Figure designated 2.2 Rev. 2 (2.9.70) Rev. 7 (7.9.70) of the licensee's Oconee Nuclear Station Final Safety Analysis Report, and
- 2) designated Temporary Fuel Storage Building, on the aforementioned figure 2.2, and
- 3) the roadways and areaways used for the transportation of fuel between the Temporary Fuel Storage Building and the pink shaded area on the aforementioned Figure 2.2.

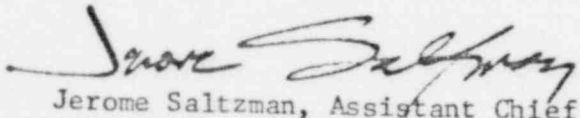
The Oconee Nuclear Station is located in Oconee County, South Carolina.

(From 12:01 a.m., FEB 6 1973)

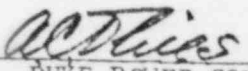
Item 5 of the Attachment to the indemnity agreement is amended by adding the following:

Nuclear Energy Liability Policy (Facility Form) No. MF- 61
issued by Mutual Atomic Energy Liability Underwriters.

FOR THE UNITED STATES ATOMIC ENERGY COMMISSION


Jerome Saltzman, Assistant Chief
Office of Antitrust and Indemnity
Directorate of Licensing

Accepted Feb. 7, 1973

By 
DUKE POWER COMPANY
SENIOR VICE PRESIDENT
PRODUCTION AND TRANSMISSION